IN RE: PETITION FOR ADMIN. VARIANCE

N/S Mantua Mill Road @ distance of

705' S centerline of Green Road

8th Election District

3rd Councilmanic District

(13941 Mantua Mill Road)

Anna Marie Z. Dye Petitioner

BEFORE THE

* DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

* CASE NO. 02-250-A

* * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by Anna Marie Z. Dye, the legal owner of the subject property. The variance request is for property located at 13941 Mantua Mill Road in the Glyndon area of Baltimore County. The Petitioner herein seeks a variance from Section 1A01.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an addition (existing carport to be converted to a garage) with a side yard setback of 27 ft. in lieu of the required 35 ft. The subject property and requested relief are more particularly described on Petitioner's Exhibit No. 1, the plat to accompany the Petition for Variance.

The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioner has filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts



that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted subject to the restrictions listed below.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this day of January, 2002, that the Petitioner's request for variance from Section 1A01.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an addition (existing carport to be converted to a garage) with a side yard setback of 27 ft. in lieu of the required 35 ft., be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

1. The Petitioner may apply for her building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at her own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.

TIMOTHY M. KOTROCC

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj



Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

Fax: 410-887-3468

January 30, 2002

Ms. Anna Marie Z. Dye 13941 Mantua Mill Road Glyndon, Maryland 21071

> Re: Petition for Administrative Variance Case No. 02-250-A Property: 13941 Mantua Mill Road

Dear Ms. Dye:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Administrative Special Hearing has been granted in accordance with the enclosed Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the Department of Permits and Development Management. If you require additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Very truly yours,

Timothy M. Kotroco

Deputy Zoning Commissioner

Luther 16 troco

TMK:raj Enclosure



CREV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 13941 Montua mil Rd which is presently zoned

Reviewed By ______ Date _____ /2 - 12 - 0 /

Estimated Posting Date _____/2-23-0 |

Name - Type or Print Signature Address Telephone No. Name - Type or Print Signature Address Telephone No. Signature Signature Attorney For Petitioner: Address Legal Owner(s): Anna - Marie - Type or Print Name - Type or Print Signature Signature 13 940 Machine of Address	Dye Dye nee Pd 833-52
Name - Type or Print Name - Type or Print Signature Signature	2-Dye
^ -	2-Dye
Contract Purchaser/Lessee: Legal Owner(s):	
I/We do solemnly declare and a perjury, that I/we are the legal of is the subject of this Petition.	affirm, under the penalties of owner(s) of the property which
Property is to be posted and advertised as prescribed by the zoning regulations. I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and a regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore Coun	are to be bounded by the zoning ty.
of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the roof this petition form.	easons indicated on the back

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	Address Address
	Glyndon Me 21071 City State Zip Code
	wing are the facts upon which I/we base the request for an Administrative
attached carpor	por practical difficulty): + 27 ft-from property line e mer tues t want to west to use a garage
dangerousue	e current trace to a carrie
endose + co	west to do safarage
,	
That the Affiant(s) acknowledge(s) that if a fo advertising fee and may be required to provide a	rmal demand is filed, Affiant(s) will be required to pay a reposting and idditional information.
Awaniore Due	
Signature	Signature
Name - Type or Print	Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIM	IORE, to wit:
HEREBY CERTIFY, this 32D day of DEC of Maryland, in and for the Sounty aforesaid, per	EMBER . 2001 , before me, a Notary Public of the State
the Affiant(s) herein, personally known or satisfa	
AS WITNESS my hand and Notarial Seal	
	Milled and some faster
	Notary Public DOROTHY A. JEROME-FOSTER NOTARY PUBLIC STATE OF
DEL 40/05/04	My Commission Expires My Commission Expires March 1, 2003

REV 10/25/01

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	13941 Mantua Mile Rd
	City Glyndon Md 21071 - Zip Code
Variance at the above address (indicate hardship	• •
daugerous en u enclose it it con	sustinee + want to
That the Affiant(s) acknowledge(s) that if a fo advertising fee and may be required to provide a	ormal demand is filed, Affiant(s) will be required to pay a reposting and additional information.
Acres Dyare Die	Signature
Anna- Marie Deel Name - Type or Print	Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIM HEREBY CERTIFY, this 320 day of DECL of Maryland, in and for the County aforesaid, per	EMBER , 2001, before me, a Notary Public of the State
ANNA MARIE DIE the Afflant(s) herein, personally known or satisfa	
AS WITNESS my hand and Notarial Seal	Notary Public
	My Commission Expires NOTARY PUBLIC STATE OF MARYLAND My Commission Expires March 1, 2003

REV 10/25/01



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 1304 Mantes and 100 iAd)

Tot the property	THE MAN THE MAN THE PARTY OF TH
	which is presently zoned $2+5+$ $RC-2$
made a part nereot, nereby betition for a Variance from Sec	mits and Development Management. The undersigned, legal nich is described in the description and plat attached hereto and ction(s) /AO/.3.8.3 BCZR
To permit an addition (ex	isting carport to be converted
to a garage) with a side y	isting carport to be converted pard setback of 27' in lieu of
the required setback of 35	s
of the zoning regulations of Baltimore County, to the zoning of this petition form.	law of Baltimore County, for the reasons indicated on the back
Property is to be posted and advertised as prescribed by the l, or we, agree to pay expenses of above Variance, advertising, pregulations and restrictions of Baltimore County adopted pursuant	nosting, etc. and further agree to and are to be hounded by the zoning.
	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lessee:	Legal Owner(s):
Name - Type or Print	Anna-Marie Z. Dye Name-Type or Print
Signature	Signature
Address Telephone No.	Name - Type or Print
City State Zip Code	Signature
Attorney For Petitioner:	13941 Mantea M. 20 Pd 833-53 = Address Telephone No.
Name - Type or Print	City (State Zip Code

Representative to be Contacted: Signature Company Name Address Telephone No. Address elephone No. City State Zip Code City State Zip Code A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, this day of that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning regulations of Baltimore County and that the property be reposted. Zoning Commissioner of Baltimore County CASE NO. 02-250-A Reviewed By ____IRF_

REV 10/25/01

Estimated Posting Date _____/2-23-0/

EXAMPLE 3 -- Zoging Description

3 COPIES

<u>Three</u> copies of the zoning description of your property are required. This is a sample to help you with the description - DO NOT USE THIS FORM FOR "FILL-IN THE BLANK". Type or print the description on 8-1/2" x 11" paper. COPIES OF DEEDS CANNOT BE USED FOR THE DESCRIPTION. The zoning description must be in the following form:

ZONING DESCRIPTION FOR 1394/ MANTUA MILL RD, (address)
Beginning at a point on the SOMETH NORTH side of (north, south, east or west)
name of street on which property fronts) which is HO (number of feet of right-of-way width)
wide at the distance of 750 3007/+ of the (number of feet) (north, south, east or west)
centerline of the nearest improved intersecting street
(name of street)
which is wide. *Being Lot # (number of feet of right-of-way width)
Block,Section # in the subdivision of (name of subdivision)
as recorded in Baltimore County Plat Book #, Folio #,
containing 1-54 AC. Also known as 13941 MANTUA MILL RI) (square feet or acres) (property address)
and located in the 874 Election District, 32 Councilmanic District.

*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber ___, Folio __" and include the measurements and directions (metes and bounds only) here and on the plat in the correct location.

Typical metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

#250

BÄLTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

08199

No.

DATE 12-12-01 ACCOUNT 001-006-6150

AMOUNT \$ 50.00

FROM: 13941 Montra Mill Rd.

ITEM # 250

TAKEN BY: JRF

FOR: OI - VARIANCE

DISTRIBUTION

WHITE - CASHIER

PINK - AGENCY

YELLOW - CUSTOMER

AMID

DASHER DOL DA (FL)

5 520 ZONING VERIFICATION

CH WO. 008192

Recet Tot

50.00

50.00 CK

.00 CA

Haltimore County, Waryland

CERTIFICATION POSTING



RE Case No : 02-250-A

Petitioner Develops

SOKERE, ETAL

Date of Hearing/

1/7/02

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention: Ms. Gwendolyn Stephens - MR. GEORGE ZAHNER

Ladies and Gentlemen

To ROBIN BETTY From OVEEFE

Co.Dept. ZONING COMM. Co

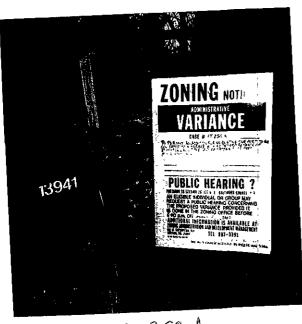
Phone # 30 4300 Phone # 666-5366

Fax # 887-3468 Fax # 666-0929

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at #13941-MANTUA MILL RD.

The sign(s) were posted on

12/20/01 (Mont), Day, Year)



#13941 MANTUA MILLED.

Sincerely,

Wal 9 12/21/0/

(Signature of Sign Poster and Date)

PATRICK M. O'KEEFE (Printed Name)

523 PENNY LANE

(Address)

HUNT VALLEY, MD. 21030

(City, State, Zip Code)

410-666-5366; CELL-410-905-857!

(Telephone Number)

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT

ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

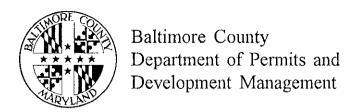
OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:
Item Number or Case Number: 250
Petitioner: Anna Marie 2. Due
Address or Location: 13941 Mantua Mill Rd
·
PLEASE FORWARD ADVERTISING BILL TO:
Name: Anna Marie Z. Dye
Address: 13941 Mantiea Mill Rd
Glandon
Maryland 21071-
Telephone Number: 410 - 833 - 5352

ZONINO NEVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 02- 250 -A Address 13941 MANTUA MILL RD.
Contact Person: JUN R. FERNANDO Phone Number: 410-887-3391
Filing Date: 12-12-01 Posting Date: 12-23-01 Closing Date: 0107-02
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. <u>DEADLINE</u> : The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days of the closing date) as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 02- 250 -A Address 13941 MANTUA MILL RD.
Petitioner's Name ANNA - MARIE DYE Telephone 410 - 833 - 5222
Posting Date: 12 - 23 - 01 Closing Date: 01 - 07 - 02
Nording for Sign: To Permit an addition Cexisting corport to be converted
Nording for Sign: To Permit an addition Cexisting carport to be converted to a garage) with a side yard setback of 27' in lieu of the required setback of 35.
me required setogek of 38.



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandacq@co.ba.md.us

January 29, 2002

Anna-Marie Z. Dye 13941 Mantua Mill Road Glyndon MD 21071

Dear Ms. Dye:

RE: Case Number: 02-250-A, 13941 Mantua Mill Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on December 12, 2001.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

W. Carl Richards, Jr. らりと Supervisor, Zoning Review

W. Carl Kerhards Jr

WCR: gdz

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: February 7, 2002

Department of Permits & Development Mgmt.

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For January 22, 2002

Item Nos. 241, 242, 243, 244, 245, 247, 248, 249, 250, 253, 254, 255,

256, 257, 258, 259, and 260

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:HJO:jrb

cc: File



Office of the Fire Marshal 700 East Joppa Road Towson, Maryland 21286-5500 410-887-4880

January 23, 2002

Department of Permits and
Development Management (PDM)
County Office Building, Room 111
Mail Stop #1105
111 West Chesapeake Avenue
Towson, Maryland 21204

ATTENTION: Gwen Stephens

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF January 14 2002

Item No.: See Below

Dear Ms. Stephens:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

078, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250) 252, 253, 254, 256, 257, 258, 259, 260, and 262

REVIEWER: LIEUTENANT JIM MEZICK, Fire Marshal's Office PHONE 887-4881, MS-1102F

cc: File



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 02-241, 02-250, & 02-257

The Office of Planning has reviewed the above referenced case(s) and has no comments to offer. For further questions or additional information concerning the matters stated herein, please contact Mark A. Cunningham in the Office of Planning at 410-887-3480.

Prepared by:

Section Chief:

AFK/JL:MAC

JAN 2 A

DATE: January 23, 2002



Maryland Department of Transportation State Highway Administration

Parris N. Glendening Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date: 1.18.02

Mr. George Zahner Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE: **Baltimore County**

Item No. 250

Dear. Mr. Zahner:

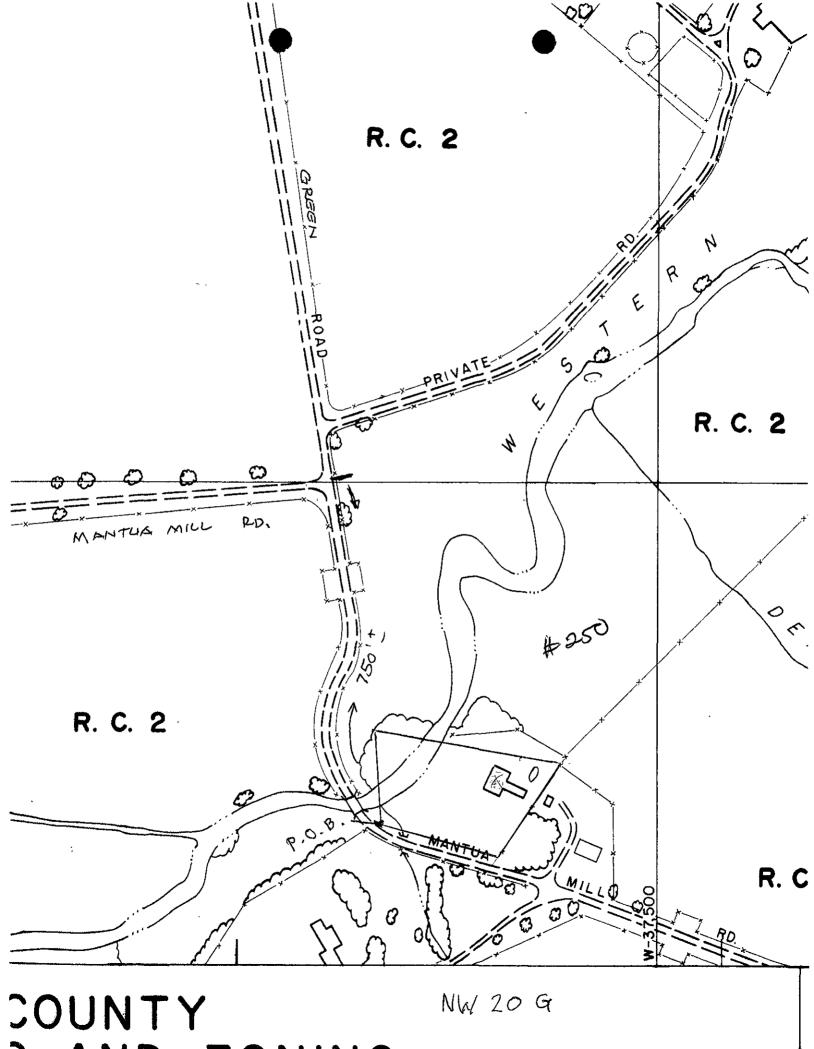
This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

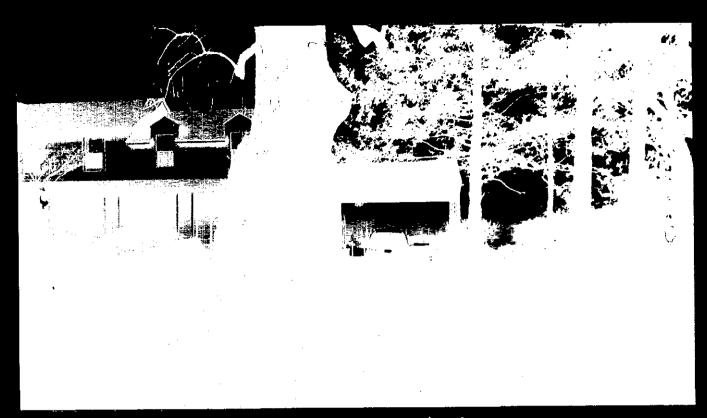
Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

/~ Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

1. J. Gredle





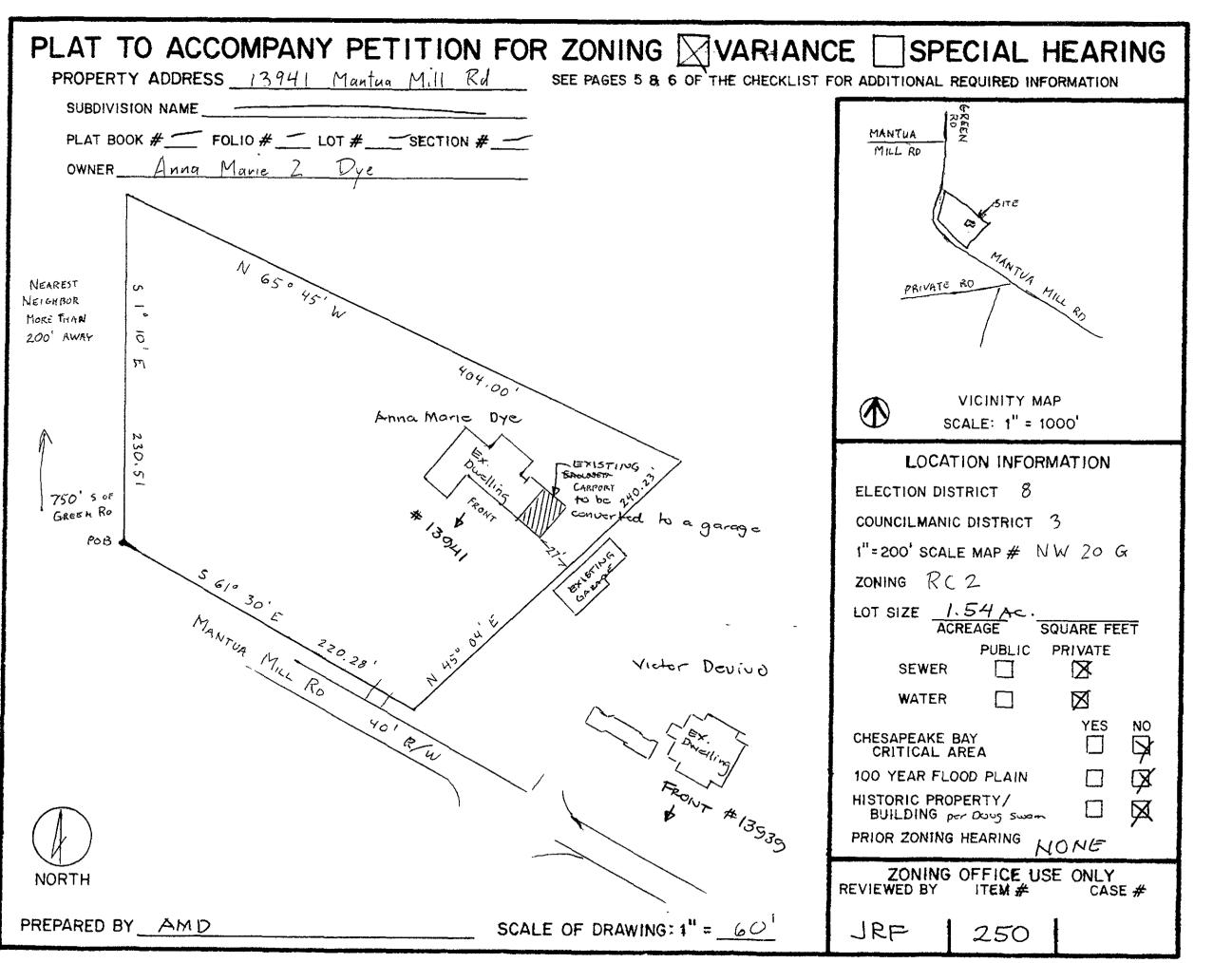
Existing corport to be converted into a garage





Existing corport to be converted unto a garage





Ret. Et. #1